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July 1, 2008

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VIA FAX (212) 805-6326

Honorable Colleen McMahon  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St., Room 640  
New York, NY 10007Re: Thomas Jermyn v. Best Buy Stores, L.P.  
Docket No. 08 CV 00214

Your Honor:

I write to request an enlargement of time for the plaintiff to submit his class certification reply papers currently due on July 3, 2008. Following a June 27, 2007 telephonic conference with the Honorable Debra Freeman, the Court issued a June 30, 2008 Order (Dkt. 29) requiring the defendant to produce certain discovery purportedly related to class certification issues no later than the close of business on July 1, 2008. It is now 5:30 p.m. and nothing has been received. I respectfully request that the Court grant the plaintiff one week from the receipt of the Court Ordered discovery production to submit his reply papers.

There has been no prior request for an extension of time and this request will not affect any other scheduled dates. I have just called defendant's attorney, Jennifer Daugherty, Esq., to ascertain the status of the discovery production and whether she consents to this request, but did not reach her.

If I can be any assistance to the Court, please advise.

**KANTROWITZ, GOLDHAMER  
& GRAIFMAN, P.C.**By: 

Michael L. Braunstein

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**MEMO ENDORSED**

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Honorable Colleen McMahon

July 1, 2008

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cc: Jennifer Daugherty, Esq. (by fax 612-339-4181)  
Michael Scott Green, Esq.  
Gary S. Graifman, Esq.  
Thomas Jermyn